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JUN 29 2005

THOMAS W. BOWMAN  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

Attorneys for DEFENDANT CLARKE  
 MOSQUITO CONTROL PRODUCTS, INC.  
 (erroneously sued as Clarke Mosquito Control, Inc.)

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

MICHELLE MILLER,

Plaintiff,

v.

CLARKE MOSQUITO CONTROL, an Illinois  
 Corporation; DOW CHEMICAL dba DOW  
 AGROSCIENCES, an Indiana Corporation;  
 DOES 1 to 40, inclusive,

Defendants.

CASE NO. C 05 00203 JSW

VIA FACSIMILE FILING

STIPULATION TO EXTEND TIME  
 TO COMPLETE MEDIATION

Discovery Cut-off: October 15, 2005

Trial Date: March 22, 2006

Plaintiff MICHELLE MILLER ("Plaintiff") and defendant CLARKE MOSQUITO  
 CONTROL PRODUCTS, INC. ("Clarke"), by and through their respective attorneys of record  
 hereby stipulate, subject to the Court's approval, that the mediation completion date currently set for  
 July 15, 2005 shall be extended up to and including September 30, 2005.

There have been no previous extensions of the aforementioned mediation completion date.

1 Plaintiff and Clarke request this extension of the mediation completion date as the parties  
 2 have been unable to complete the necessary discovery to have a meaningful mediation on or before  
 3 July 15, 2005.

4  
 5 DATED: June 14, 2005

LEWIS BRISBOIS BISGAARD & SMITH LLP

6  
 7 By 

STEVEN G. GATBEY  
 JAMIE L. VELS

Attorneys for Defendant, CLARKE MOSQUITO  
 CONTROL PRODUCTS, INC. (erroneously sued as  
 Clarke Mosquito Control, Inc.)

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 10  
 11 DATED: June 28, 2005

~~STEVEN M. WALLACE, Esq.~~  
 STEPHEN

12  
 13 By 

STEVEN M. WALLACE  
 STEPHEN

Attorneys for Plaintiff, MICHELLE MILLER

14  
 15  
 16  
 17  
 18  
 19 ORDER

20 Based upon the Stipulation by and between Plaintiff and Clarke, it is ordered that the parties  
 21 shall have up to and including September 30, 2005, within in which to complete mediation in this  
 22 action.

23  
 24 July 1, 2005  
 25 DATED: ~~June~~, 2005

/s/ Jeffrey S. White  
 Honorable Jeffrey S. White

**PROOF OF SERVICE**

***Michelle Miller v. Clarke Mosquito Control***

USDC Northern District Case No.: C 05-00203 JSW

450 Golden Gate Avenue, San Francisco, CA 94102-3483

The Honorable Jeffrey S. White - Division 2 - (415) 522-4173

Client/Matter: 6234-4451

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012.

On **June 29, 2005**, I served the following document described as **STIPULATION TO EXTEND TIME TO COMPLETE MEDIATION** on all interested parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

Attorney for Plaintiff

Stephen M. Wallace

Attorney at Law

255 San Carlos Avenue

Redwood City, California 94061

Courtesy Copy

Gregory F. Wilson

Wilson & Quint, LLP

250 Montgomery Street, 11<sup>th</sup> Floor

San Francisco, California 94104

**BY MAIL**

(C.C.P., §§1013a, 2015.5)

I am readily familiar with the firm's practice for collection and processing correspondence for mailing. Under that practice, this document will be deposited with the U.S. Postal Service on this date with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

**FEDERAL**

I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on **June 29, 2005** at Los Angeles, California.



Norma Chanes